

Message Text

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ACTION EUR-12

INFO OCT-01 IO-10 ISO-00 EURE-00 SSO-00 NSCE-00 USIE-00

INRE-00 ERDA-05 CIAE-00 H-02 INR-07 L-03 NSAE-00

OIC-02 OMB-01 PA-01 PM-03 PRS-01 SAJ-01 SAM-01 SP-02

SS-15 TRSE-00 DODE-00 NSC-05 ACDA-05 BIB-01 CU-02

EB-07 /087 W

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O P 201442Z JUN 75

FM AMEMBASSY BONN

TO SECSTATE WASHDC IMMEDIATE 0867

INFO USMISSION GENEVA PRIORITY

USMISSION USBERLIN

AMEMBASSY BERLIN

AMEMBASSY LONDON

AMEMBASSY MOSCOW

AMEMBASSY PARIS

USMISSION NATO BRUSSELS

C O N F I D E N T I A L SECTION 01 OF 02 BONN 09940

E.O. 11652: N/A

TAGS: CSCE, PFOR, GW, WB, US, UK, FR

SUBJECT: CSCE: APPLICABILITY OF FINAL DOCUMENTS TO
BERLIN

BEGIN SUMMARY: THE FRG HAS NOW PROPOSED IN THE BONN
GROUP THAT CONSIDERATION BE GIVEN TO THE QUESTION OF
HOW THE FINAL CSCE DOCUMENTS ARE TO BE MADE APPLICABLE
TO BERLIN. FOLLOWING UP ON THEIR PRESENTATION ON THIS
SUBJECT AT THE MAY 27-28 SENIOR LEVEL MEETING AND
QUADRIPARTITE BREAKFAST IN PARIS, THE GERMANS HAVE
STRESSED THE IMPORTANCE FOR DOMESTIC POLITICAL REASONS
OF ASSURING THAT "BENEFITS" OF CSCE ARE MADE AVAILABLE
TO BERLINERS. REITERATING WHAT SAUVAGNARGUES HAD SAID
AT THE QUADRIPARTITE BREAKFAST, THE FRENCH BONN GROUP
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REP EXCLUDED THE POSSIBILITY OF A WRITTEN FORMULATION ON

BERLIN. HE HAS, HOWEVER, CIRCULATED FOR CONSIDERATION DRAFT SENTENCES WHICH ALLIED AND FRG SPOKESMEN MIGHT INCLUDE IN THEIR ORAL STATEMENTS AT CSCE THIRD STAGE. ACTION REQUESTED: GUIDANCE ON POSITION TO BE TAKEN IN FOLLOW-UP BONN GROUP DISCUSSIONS. END SUMMARY

1. AT BONN GROUP MEETING JUNE 19 FRG REP (KASTRUP) REFERRED TO WHAT HE CALLED "MANDATE" BY FOUR FOREIGN MINISTERS TO BONN GROUP TO CONSIDER BERLIN ASPECTS OF CSCE. IN VIEW OF IMPENDING THIRD PHASE HE SAID BONN GROUP SHOULD CONCENTRATE ON HOW BERLIN WOULD BE MENTIONED IN FINAL STATEMENTS. KASTRUP POINTED OUT THAT -- IN PART FOR INTERNAL GERMAN POLITICAL REASONS -- IT WAS ESSENTIAL THAT THE THREE POWERS TAKE THE LEAD WITH STATEMENTS ON VALIDITY OF FINAL DOCUMENTS WITH RESPECT TO BERLIN, FOLLOWING WHICH THE FRG WOULD ASSOCIATE ITSELF WITH WHAT THE THREE POWERS HAD SAID.

2. UK REP (CROMARTIE) QUESTIONED USE OF TERM "MANDATE," STATING IT WAS HIS RECOLLECTION OF BREAKFAST THAT GENSCHER HAD SAID THIS WAS PROBLEM GERMANS MIGHT WISH TO PURSUE. HE RECALLED THAT FOREIGN MINISTER SAUVAGNARGUES HAD SAID THAT IF ANYTHING WERE DONE AT ALL, IT MIGHT BEST BE ALLIED STATEMENT. FRENCH REP (BOISSIEU) POINTED OUT THAT (AS SAUVAGNARGUES HAD SAID IN PARIS) A WRITTEN STATEMENT WAS OUT OF THE QUESTION, BUT HE EXPRESSED READINESS OF HIS GOVERNMENT TO WORK OUT SCHEME BY WHICH THE THREE ALLIED HEADS OF STATE OR MINISTERS WOULD INCLUDE AN ORAL STATEMENT IN THEIR SPEECHES, WITH FRG THEN ASSOCIATING ITSELF WITH THOSE STATEMENTS. CROMARTIE SAID HE WAS WITHOUT INSTRUCTIONS AND HAD WAITED FOR FRG TO RAISE THIS QUESTION IN BONN GROUP.

3. THERE FOLLOWED DISCUSSION OF STATUS OF CSCE PRINCIPLES AS POLITICAL DOCUMENTS WITHOUT FORMAL FORCE IN INTERNATIONAL LAW, LEADING TO QUESTION HOW SUCH PRINCIPLES COULD BE "EXTENDED" TO BERLIN. CROMARTIE POINTED OUT THAT AS TOTALITY OF AUTHORITY WITH CONFIDENTIAL

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RESPECT TO BERLIN IS VESTED IN SOME OF THE 35 CSCE PARTICIPATING STATES, THERE WAS SOME QUESTION WHY ANY STATEMENTS WERE NECESSARY AT ALL. KASTRUP THEN POINTED OUT THAT PUBLIC QUESTIONS HAD ALREADY BEEN RAISED IN FRG WHETHER BERLIN WOULD BE INCLUDED WITHIN SCOPE OF RESULTS ACHIEVED AT GENEVA CSCE AND THAT SOME PUBLIC UTTERANCES WERE REQUIRED TO COPE WITH THESE QUESTIONS, FOR EXAMPLE CONCERNING APPLICABILITY

OF BASKET III BENEFITS TO WEST BERLIN JOURNALISTS.
BOISSIEU SAID THAT WHATEVER ALLIES SAY SHOULD BE
APPLIED TO ALL CSCE DOCUMENTS, AND THAT ALLIED SPEECHES
INCLUDING STATEMENT ON BERLIN SHOULD BE SO SCHEDULED
THAT AT LEAST ONE SUCH STATEMENT IS MADE AFTER THE
SOVIETS HAVE SPOKEN AND IS MADE ON BEHALF OF ALL THREE
POWERS.

4. BOISSIEU HAS SUBSEQUENTLY CIRCULATED FOLLOWING
DRAFT ALLIED STATEMENT FOR CONSIDERATION:

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C O N F I D E N T I A L SECTION 02 OF 02 BONN 09940

"IN THE EXERCISE OF (ITS) (THEIR) QUADRIPARTITE RIGHTS AND RESPONSIBILITIES AND PROVIDED THAT THEY ARE NOT AFFECTED, THE GOVERNMENT(S) OF ... CONSIDER(S) THAT THE DOCUMENTS ISSUED BY THE CSCE ARE ALSO VALID FOR BERLIN."

BOISSIEU ALSO PROVIDED FOLLOWING DRAFT OF POSSIBLE FRG STATEMENT:

"THE FRG, INsofar AS IT IS CONCERNED (POUR CE QUI LA CONCERNE) ASSOCIATES ITSELF WITH THE STATEMENT MADE BY THE GOVERNMENT(S) OF ... CONCERNING THE VALIDITY IN
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BERLIN OF THE DOCUMENTS ISSUED BY THE CSCE."

5. COMMENT AND ACTION REQUESTED: AS DEPARTMENT IS AWARE FROM PARIS DISCUSSIONS, THE GERMANS PERCEIVE A REAL POLITICAL NEED FOR BEING ABLE TO EXPLAIN TO CRITICAL PARLIAMENTARIANS AND PRESS WHAT STEPS HAVE BEEN TAKEN TO ASSURE THAT WEST BERLINERS ARE NOT LEFT OUT IN THE COLD WHEN IT COMES TO IMPLEMENTING CSCE DECISIONS, PARTICULARLY THOSE IN BASKETS II AND III. WE RECOMMEND, THEREFORE, THAT DEPARTMENT EITHER CONCUR IN WORKING OUT COORDINATED STATEMENTS TO BE INCLUDED IN FINAL CSCE SPEECHES OR OFFER TO THE GERMANS A PLAUSIBLE EXPLANATION, FOR PUBLIC USE, AS TO HOW PARTICIPATION IN CSCE OF ALL STATES HAVING ANY RIGHTS VIS-A-VIS BERLIN ASSURES APPLICABILITY OF CSCE DECISIONS TO BERLIN. REQUEST GUIDANCE FOR FOLLOW-UP BONN GROUP DISCUSSIONS.
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